

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY

THOMAS TREUSCH,  
Plaintiff,  
v.

CENTER SQUARE SUPERMARKET,  
LLC, and UNITED FOODS &  
COMMERCIAL WORKERS UNION,  
LOCAL 152,

Defendants.

HON. JEROME B. SIMANDLE  
Civil No. 11-4874 (JBS/JS)

**ORDER**

This matter having come before the Court upon the motion of Defendant United Foods & Commercial Workers Union, Local 152 ("Local 152") to dismiss Plaintiff Thomas Treusch's complaint for failure to state a claim pursuant to Rule 12(b) (6), Fed. R. Civ. P. [Docket Item 6]; the Court having considered the submissions of the parties; for the reasons explained in the Memorandum Opinion of today's date; and for good cause shown;

1. IT IS this 13th day of **April, 2012** hereby ORDERED that Defendant Local 152's motion is **DENIED** without prejudice.

s/ Jerome B. Simandle  
JEROME B. SIMANDLE  
Chief United States District Judge